

## IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 06-0120

IN RE THE MARRIAGE OF  
CAROL HAGERMAN,

Petitioner,

and

GARY J. HAGERMAN,

Respondent.

FILED

MAY 07 2008

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

ORDER

On April 23, 2008, we issued an order denying Mr. Hagerman's motion to disqualify Judge Holly Brown. Mr. Hagerman has now filed a document purporting to "resubmit" his affidavit of disqualification. Although there is no provision for "resubmitting" such affidavits or for motions to reconsider, this filing has been forwarded to this Court by the District Court along with a copy of the District Court's May 1, 2008 order in which Judge Holly Brown recuses herself from this matter and invites Judge John Brown to assume jurisdiction.


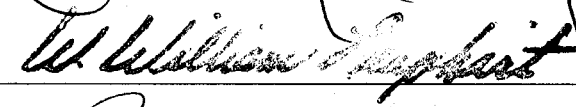
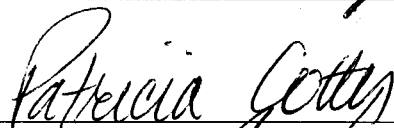

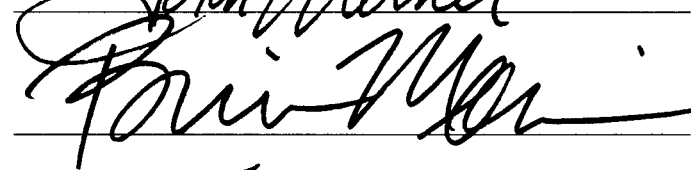
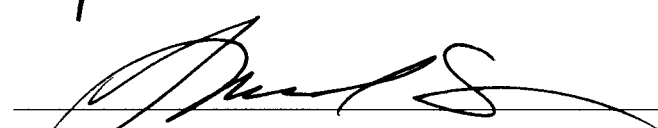
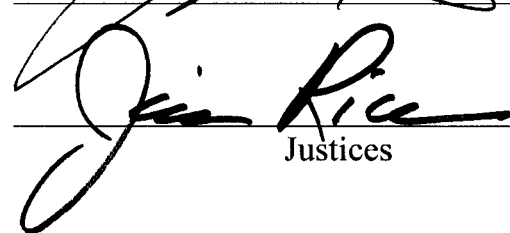
Given that Judge Holly Brown has recused herself from the above matter, Mr. Hagerman's meritless motion has now been rendered moot.

## IT IS HEREBY ORDERED THAT:

1. The petition for resubmission and/or reconsideration of our order of April 23, 2008 is hereby denied.

2. The Clerk is directed to mail a true copy hereof to Judge Holly Brown and Gary J. Hagerman, personally.

DATED this 7<sup>th</sup> day of May, 2008.

  
Chief Justice  
  
  
  
  
  
  
Justices